



ALA ZW

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S) : Chi-Peng Li, et al.  
TITLE : FIXED COLLISION RATE BACK OFF  
METHODS AND SYSTEMS  
APPLICATION NO. : 09/848,622  
FILED : May 3, 2001  
CONFIRMATION NO. : 7856  
EXAMINER : C. Y. NG  
ART UNIT : 2616  
LAST OFFICE ACTION : March 30, 2006  
ATTORNEY DOCKET NO. : LUTZ 2 00443  
Case Name/No. Li 2-14

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed **March 30, 2006** finally rejecting claims 1-19. An After Final Amendment and Response to Examiner's Action is being filed herewith.

The items checked below are appropriate:

1. **STATUS OF APPLICANT**

☒ This application is on behalf of other than a small entity.

06/06/2006 BABRAHA1 00000059 09848622

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500.00 OP

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

☒ other than a small entity \$500.00

3. **EXTENSION OF TERM**

☐ Applicant(s) hereby petition(s) the Commissioner under 37 C.F.R. §1.136(a) for a \_\_\_\_\_-month extension of time up to and including \_\_\_\_\_ in which to file the accompanying Notice of Appeal. Payment for the filing of this Notice of Appeal and any appropriate extension of time fees are authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

4. **TOTAL FEES DUE**

The total fee due is:

Notice of Appeal Fee:	<u>\$500.00</u>
Extension of Time Fee:	<u>\$ _____ .00</u>

5. **METHOD OF PAYMENT**

☒ The fees indicated above are authorized to be charged to a credit card.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

5/31/06  
Date

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CERTIFICATE OF MAILING OR TRANSMISSION

I certify that this Notice Of Appeal From The Primary Examiner To The Board Of Patent Appeals And Interferences is being

☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

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Express Mail Label No.:	Signature <u>Elaine M. Checovich</u>
Date <u>5-31-06</u>	Printed Name Elaine M. Checovich